

PRELIMINARY ACTION AGENDA
LAKE FOREST CITY COUNCIL

Regular Meeting of the City Council
March 3, 2009

Lake Forest City Hall
25550 Commercentre Drive
City Council Chamber
Lake Forest, California 92630

PRELIMINARY ACTION AGENDA: The listed Action represents a brief synopsis of the Council action. The Council Minutes, when approved, stand as the official record of the meeting. This Preliminary Action Agenda is provided as quick reference only and is NOT intended to serve as any form of the official record and should not be relied upon in making important decisions. Before making important decisions, you should review the approved minutes.

CALL TO ORDER: 6:05 p.m.

ROLL CALL: Council Members: Richard T. Dixon
Kathryn McCullough
Marcia Rudolph
Mayor Pro Tem: Peter Herzog
Mayor: Mark Tettermer
City Manager: Robert C. Dunek
City Attorney: Scott C. Smith
Acting City Clerk: Debra Rose

CLOSED SESSION ITEMS FOR DISCUSSION 6:05 p.m.

1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
 - A. Pursuant to Government Code Section 54956.9(c)
Initiation of Litigation
Number of potential cases: Two (2)
2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
 - A. Pursuant to Government Code Section 54956.8
Property: APN: 606-161-10

Agency negotiators: City Manager and City Attorney
Negotiating parties: Owner of Record
Under Negotiation: Price and Terms of Payment

- B. Pursuant to Government Code Section 54956.8
Property: APNs: 606-341-01, 03, 05, & 606-351-01
606-341-04
606-321-08 (portion of)
104-143-30 and 104-143-39 (Orange County Flood Control
District);
104-143-42 and 104-541-26 (County of Orange)
Agency negotiators: City Manager and City Attorney
Negotiating parties: Owners of Record; County of Orange; Orange
County Flood Control District
Under Negotiation: Price and Terms of Payment/Terms of
Exchange
- C. Pursuant to Government Code Section 54956.8
Property: 18 acre portion of Tentative Tract 15944 consisting of
Lots 14, 15, 16, 21, and 22 along with the westerly 119'+ of Lot 20
and the westerly portion of Lot 17 described by a line extending
from the common front corner between Lots 16 & 17 "M" Street to
a point on the northeasterly line of Lot 20, 118'+ from the north
center, Lake Forest, CA
Agency Negotiators: Owners of Record
Under Negotiation: Price and Terms of Payment

3. EXPOSURE TO LITIGATION

- A. Pursuant to Government Code Section 54956.9(b)
Significant Exposure to Litigation
Number of potential cases: One

ACTION: Conducted Closed Session.

PUBLIC SESSION

7:19 p.m.

PLEDGE OF ALLEGIANCE (F: 26.21)

Mayor Tetteimer led the pledge of Allegiance to the Flag of our Country.

CLOSED SESSION REPORT: (F: 16.3)

City Attorney Smith reported on Closed Session.

PRESENTATIONS:

4. RECOGNITION OF DEPUTY DALLAS HENNESSEY, DEPUTY MIHAELA MIHAI, AND DEPUTY ANTHONY RAMIREZ, MOTHERS AGAINST DRUNK DRIVING 2008 AWARD RECIPIENTS submitted by Chief of Police Services. (F: 55.5) (X: 48.8G)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member McCullough, the City Council approved as submitted. Made presentations to those present. MOTION UNANIMOUSLY CARRIED.

5. SADDLEBACK COLLEGE FOUNDATION submitted by Assistant to the City Manager. (F: 59.3)

ACTION: The City Council received and filed the report as submitted.

6. WOODS FIRE PLAN PRESENTATION submitted by Chief of Police Services. (F:53.2D)

ACTION: The City Council received and filed the report as submitted.

REPORT FROM STUDENT LIAISON: (F: 35.2A)

Christopher Berardino, Student Liaison from El Toro High School, presented his report.

CONVENED: City Council convened the Redevelopment Agency at 8:13 p.m. of conducting joint City Council and Redevelopment Agency business.

RECONVENE: City Council reconvened at 8:50 p.m., with all Members present to continue regular City business.

PUBLIC COMMENTS: (F: 26.12)

There were no public comments.

CONSENT CALENDAR - WARRANT REGISTER: (Item No. 7)

7. WARRANT REGISTER submitted by Director of Finance/City Treasurer in the amount of \$1,804,368.66. (F: 30.11)

Council Member Rudolph pulled the following items for separate consideration: League of California Cities and Micon Construction.

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Dixon, the City Council approved the balance of the warrant register as submitted. **MOTION CARRIED WITH COUNCIL MEMBER DIXON ABSTAINING ON WARRANT PAYABLE TO ROGER FAUBEL PUBLIC AFFAIRS AND SUNSET PROPERTY SERVICES.**

ACTION: On motion by Mayor Pro Tem Herzog and Second by Council Member Dixon, the City Council approved the warrants payable to League of California Cities and Micon Construction. **MOTION UNANIMOUSLY CARRIED.**

CONSENT CALENDAR - MISCELLANEOUS: (Item Nos. 8-10)

8. MOTION TO APPROVE THE READING BY TITLE OF ALL ORDINANCES AND RESOLUTIONS submitted by Acting City Clerk.

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Rudolph, the City Council waived reading of Ordinances and Resolutions. MOTION UNANIMOUSLY CARRIED.

9. MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON JANUARY 6, AND JANUARY 20, 2009, submitted by Acting City Clerk.

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Dixon, the City Council continued the Minutes of the regular meeting of the City Council held on January 6, and January 20, 2009. MOTION UNANIMOUSLY CARRIED.

10. FIRST AMENDMENT TO AGREEMENT FOR PUBLIC PROPERTY AND FACILITY LIGHTING MAINTENANCE AND REPAIR SERVICES submitted by Director of Public Works/City Engineer. (F: 48.8F5)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Rudolph, the City Council: 1. Approved the First Amendment with Lake Forest Electric for Public Property and Facility Lighting Maintenance and Repair Services, substantially in the form attached. 2. Authorized the Mayor to sign, and the City Clerk to attest, the agreement amendment. MOTION UNANIMOUSLY CARRIED.

DISCUSSION/ACTION ITEMS:

11. METROLINK UPDATE submitted by Assistant City Manager. (F: 67.5C1)

ACTION: On motion by Council Member Dixon and second by Council Member Rudolph the City Council: 1. Received and filed the report. 2. Provided direction on whether to prepare a detailed scope of work and solicit proposals for a Project Study Report. **MOTION UNANIMOUSLY CARRIED.**

12. **ACTIONS REGARDING MEMORANDUM OF UNDERSTANDING FOR THE SERRANO CREEK RESTORATION** submitted by Director of Public Works/City Engineer.

ACTION: The City Council received and filed the report as submitted.

13. **LEGISLATIVE AND REGULATORY MATTERS** submitted by Assistant to the City Manager.

ACTION: The City Council received and filed report with minute action to adopt positions on various legislative proposals as recommended.

14. **REQUESTS FOR APPOINTMENT TO AGENCIES, BOARDS, COMMISSIONS AND/OR COMMITTEES THROUGH THE LEAGUE OF CALIFORNIA CITIES** submitted by Acting City Clerk.

ACTION: The City Council made no appointments.

CITY MANAGER'S REPORT: (F: 26.17)

City Manager Dunek offered no comments.

CITY COUNCIL COMMENTS: (F: 26.9)

Council Member Dixon offered comments.

Council Member McCullough offered comments.

Council Member Rudolph offered comments.

Mayor Pro Tem Herzog offered comments.

Mayor Tetteimer offered comments.

CONTINUED CLOSED SESSION:

ACTION: There was no continued closed session.

ADJOURNMENT: (F: 26.8) 10:16 p.m.